



# Austin City Council MINUTES

For JULY 19, 1984 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

## City Council

Ron Mullen  
Mayor

John Treviño, Jr.  
Mayor Pro Tem

Council Members  
Mark Rose  
Roger Duncan  
Sally Shipman  
Mark E. Spaeth  
Charles E. Urdy

Jorge Carrasco  
City Manager

Elden Aldridge  
City Clerk

## Memorandum To:

Mayor Mullen called to order the meeting of the Council scheduled for 1:00 p.m., noting the absence of Councilmember Shipman.

### MINUTES APPROVED

The Council, on Councilmember Duncan's motion, Councilmember Urdy's second, approved minutes for regular meeting of June 14, 1984 and Special Meeting of June 28, 1984 (7:00 p.m.) and July 10, 1984. (5-0 Vote, Councilmember Shipman absent, Councilmember Urdy out of the room.)

### VOTER REGISTRATION

Mr. Sandy Scott discussed voter registration for employees of City Agencies during working hours. He said City employees should offer the opportunity for the public to register to vote. City Manager Carrasco told him that there are already several offices in the City where this is done and voter registration cards are available.

### LIMITED PURPOSE ANNEXATION REQUEST

Mr. Ed Carpenter asked for immediate limited purpose annexation to provide zoning restrictions to prevent a planned commercial office park in Aqua Verde and Lakeside Subdivisions. Mayor Mullen said that the City is willing to give them full annexation and they can pay taxes for City services. Mr. Carpenter said they

do not want to do that. Mayor Mullen told him that they want our services but do not want to pay for them. He said if the area comes under the City jurisdiction they will be taxed like everyone else.

#### FIRE HYDRANT USE DISCUSSED

Mr. Steve Robitzsch appeared before Council to discuss fire hydrant usage for construction.

#### CONSENT ORDINANCES

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Spaeth's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion: (6-0 Vote, Councilmember Shipman absent)

##### 1983-84 Capital Improvements Program

Amended the 1983-84 Capital Improvements Program by:

- a. Appropriating \$20,000 approved for FY 1984-85 to the Lake Austin Metropolitan Park Water Supply Improvements Project.

##### Operating Budget

Amended the 1983-84 Operating Budget by:

- a. Accepting \$18,000 for tuberculosis services and equipment.
- b. Accepting \$3,990 of Preventive Health Block Grant funds to purchase certain capital equipment.
- c. Accepting \$100,000 to implement a High Risk Maternity Program. (Council Goal VIII.1)
- d. Accepting \$90,982 of Title X Family Planning Grant funds to renew the contract with Texas Department of Health.
- c. Accepting \$15,000 from the University of Texas Health Science Center-Houston.

##### High Risk Maternity Program

Approved establishing a sliding fee scale for participants of the High Risk Maternity Program.

Item Postponed

Postponed until July 26, 1984 consideration of creation of the Northwest Austin Municipal Utility Districts 1, 2 & 3.

Zoning Ordinance

Approved amending Chapter 13-2 of the Austin City Code (Zoning Ordinance) to cover the following change:

CFC/HARDIN JOINT VENTURE By W.M. Faust C14-84-008	8600-8800 Block of Pleasant Lane, 8600- 8700 Block Cameron Road	From Interim "AA" 1st H&A to "DL" 2nd H&A
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## EMERGENCY PASSAGE OF ORDINANCE

West Avenue Alley Vacation

Passed through THIRD READING of an ordinance vacating West Avenue Alley, 2900 Block. (Request submitted by the adjoining property owners)

Tap Moratorium Exemptions

Approved exemptions from the Tap Moratorium Ordinance Nos. 840301-R and 840614-A, as amended by 840628-D for 6225 Highway 290 West, Southland Corporation.

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Approved exception to commercial tap moratorium for Northcross Park Partners, Ltd. (Anderson Lane Retail Center)

Water Conservation Plan

Approved amendments to Ordinance No. 840510-F, the Water Conservation Plan.

Purchase of Taps

Approved amending Ordinance No. 840614-G relating to the purchase of taps by Scott/Baggett Development.

## ITEMS PULLED

The following resolutions were pulled from the agenda because they had already been settled:

Authorization of the following Eminent Domain Proceedings to acquire a Sanitary Sewer Easement for the Phase B Lower Walnut Creek Wastewater System Improvements Project:

- a. A thirty (30) foot wide Sanitary Sewer Easement out of an 1108.40 acre tract said tract being described in Volume 8145, Page 483, of the Deed Records of Travis County, Texas. (Ben Franklin Corp., owner)
- b. 0.76 of an acre Sanitary Sewer Easement out of a 176.03 acre tract, said tract being described in Volume 4764, Page 1183, of the Deed Records of Travis County, Texas. (Ben Franklin Corp., owner)
- c. A thirty (30) foot wide Sanitary Sewer Easement and temporary working space easement out of a 66.16 acre tract in the H. T. Davis Survey No. 30, said 66.16 acre tract being described in Volume 3353, Page 748, of the Deed Records of Travis County, Texas. (Rubert Ceder and Annette Pannell, owners)
- d. A thirty (30) foot wide Sanitary Sewer Easement out of a 72.89 acre tract in the Lucas Munos Survey No. 55, said 72.89 acre tract being described in Volume 7472, Page 579 of the Deed Records of Travis County, Texas. (Neal L. Spelce, owner)
- e. A thirty (30) foot wide Sanitary Sewer Easement out of a 64.97 acre tract in the H. T. Davis Survey No. 30, said 64.97 acre tract being described in Volume 2948, Page 2066 of the Deed Records of Travis County, Texas. (Estate of Fred C. Morse, owner)
- f. A thirty (30) foot wide Sanitary Sewer Easement out of a 42.68 acre tract out of the J. O. Rice Survey No. 31 and the William S. Hotchkiss Survey No. 32, said 42.68 acre tract being described in Volume 2929, Page 540 of the Deed Records of Travis County, Texas. (Mabel R. Penick, owner)
- g. A thirty (30) foot wide Sanitary Sewer Easement out of an approximately 57 acre tract of land, being comprised of two tracts out of the H. T. Davis Survey No. 30 in Travis County. (Adon Sitra, owner)
- h. 0.47 of an acre Sanitary Sewer Easement out of a 11.95 acre tract in the William S. Hotchkiss Survey No. 32, said 11.95 acre tract being described in Volume 750, Page 554 of the Deed Records of Travis County, Texas. (Johannes Bohn, owner)

## PROCEEDINGS - (Continued)

- i. 0.99 of an acre Sanitary Sewer Easement and a 30 foot wide Sanitary Sewer Easement out of a 35.68 acre tract in the H. T. Davis Survey No. 30, said 35.68 acre tract being described in Volume 8435, Page 968 of the Deed Records of Travis County, Texas. (Northeast Austin Venture, Ltd., owner)
- j. A thirty (30) foot wide Sanitary Sewer Easement out of a 115.43 acre tract in the James O. Rice Survey No. 31, said 115.43 acre tract being described in Volume 8262, Page 551 of the Deed Records of Travis County, Texas. (John Reynolds & Associates, Inc., owner)

## CONSENT RESOLUTIONS

The Council, on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, adopted the following resolutions in one consent motion: (6-0 Vote, Councilmember Shipman absent)

Eminent Domain Proceedings

Authorized the following Eminent Domain Proceedings to acquire a Sanitary Sewer Easement for the Phase B Lower Walnut Creek Wastewater System Improvements Project:

0.59 of an acre Sanitary Sewer Easement out of a 6.3788 acre tract in the H.T. Davis Survey No. 30, said 6.3788 acre tract being described in Volume 6557, Page 545 of the Deed Records of Travis County. (Chimney Hill-Austin Homeowners Association, Inc., owner)

Release of Easement

Authorized release of the following Easements:

- a. 3.0' of the 5.0' Public Utility Easement along the south property line and release of the 5.0' Public Utility Easement along the north property line of Lot 24, Enfield G, 2208 Hartford Road. (Request submitted by Kathryn K. Levy, Realtor)
- b. The 5' Sanitary Sewer Easement on Lot 1, Braswell Subdivision No. 3., 1306 Houston Street. (This request has been submitted by Annette & Barry Calhoun)
- c. The 5' Public Utility Easement on Lot 1, Anne E. Shackelford Subdivision and release of the Electric and Telephone Easement recorded in Volume 4049, Page 768, and Volume 7665, Page 861, of the Travis County Deed Records and located at Circle S Road at William Cannon Drive. (Request submitted by Espey, Houston and Assoc., Inc.)

Capital Improvements Program

Approved the following Change Orders:

- a. In the amount of \$37,543.00 to Austin Road Company for Kramer Lane Improvements (Burnet to Lamar). (3.23% increase of the original contract C.I.P. Nos. 83/22-04 & 83/23-04. (No City Cost)
- b. In the amount of \$7,466.00 to Austin Road Company for additional box culvert construction. (1.73% increase of the original contract) CAPITAL IMPROVEMENTS PROGRAM No. 81/62-24.

Contracts Approved

Approved the following contracts:

- a. AUSTIN ENGINEERING COMPANY  
6304 West Bee Caves Road  
Austin, Texas - CAPITAL IMPROVEMENTS PROGRAM -  
Lake Austin Metropolitan Park  
Water Supply Improvements, Public  
Works Department - \$254,500.00  
C.I.P. No. 83/86-87
- b. J. R. FLANAGAN CONSTRUCTION CO.  
6011 South General Bruce Dr.  
Temple, Texas - CAPITAL IMPROVEMENTS PROGRAM -  
Installation of underground  
electric distribution facilities  
for The Homestead Subdivision,-  
Section 4, Electric Utility  
Department \$68,686.36 C.I.P.  
84/15-01
- c. WESTINGHOUSE ELECTRIC SUPPLY CO.  
9230 Research  
Austin, Texas - CAPITAL IMPROVEMENTS PROGRAM -  
Transformers, Electric Utility  
Department  
Items 1-7 - \$349,106.00 C.I.P.  
No. 84/15-01
- d. Bid award: - CAPITAL IMPROVEMENTS PROGRAM -  
Underground Network Project,  
Electric Utility Department -  
Total \$389,460.00 C.I.P. No.  
84/15-02
  - (1) POLELINE ELECTRIC SUPPLY CO. - Items 1-3 - \$240,100.00  
4111-G Todd Lane  
Austin, Texas
  - (2) WESTINGHOUSE ELECTRIC - Item 4-5 - \$149,360.00  
201 N. St. Mary's  
San Antonio, Texas

## CONTRACTS - (Continued)

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| e. | WESTINGHOUSE ELECTRIC SUPPLY<br>9230 Research Boulevard<br>Austin, Texas                             | - CAPITAL IMPROVEMENTS PROGRAM -<br>Underground transformer/equipment-<br>commercial, Electric Utility<br>Department<br>Item 1 - \$45,520.00 C.I.P.<br>No. 84/15-01                                    |
| f. | THE CLEANING COMPANY (MBE)<br>Post Office Box 2681<br>Austin, Texas                                  | - Janitorial services at the Electric<br>Administration Building and Service<br>Building, Electric Utility<br>Department<br>Twelve (12) Month Contract<br>Total \$16,329.60 84-S299-IK                 |
| g. | TECHLINE, INC.<br>8750 Shoal Creek Boulevard<br>Austin, Texas  | - Streetlight poles and related<br>hardware, Central Stores Division<br>Item 1-4 - \$107,060 84-0266-AV  |
| h. | SECURITY CONSULTANTS INTERNATIONAL<br>2116 Hancock Drive<br>Austin, Texas                            | - Security System for the Austin<br>History Center, Austin Public<br>Library<br>Total \$7,883.00 84-S308-LK  |
| i. | PECKHAM GUYTON ALBERS &<br>VIETS, INC.<br>Interfirst Place<br>8445 Freeport Parkway<br>Irving, Texas | - Consulting Services for land use<br>alternatives for the Robert Mueller<br>Airport, Aviation Department<br>Six (6) Weeks Contract<br>Not to exceed - \$54,950.00<br>84-S314-RS (Council Goal VII.15) |

Item Postponed

Postponed consideration of a contract:

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| HUMAN AFFAIRS, INC.<br>800 East 30th Street<br>Austin, Texas | - Employee Assistance Program,<br>Personnel Department<br>Twelve (12) Month Service Agreement<br>Estimated total \$267,300.00<br>84-S181-LI |
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Neonatal Project

Amended the contract with the Texas Department of Health to extend the funding provided for the Infant High Risk Neonatal Demonstration Project. (July 1, 1984 through September 30, 1984)

Engineering Services

Approved professional engineering services in connection with the development of environmental protection strategies for Walnut Creek Watershed for Environmental Resource Management Department.

Zoning Translation

Approved a resolution regarding direct translation from current to new zoning districts and down-zoning.

Public Hearings Set

Set public hearings on the following:

- a. Annexation of the following on August 8, 1984 at 4:00 p.m. and August 9, 1984 at 4:00 p.m.
  - (1) 246 acres of land out of the Thomas Anderson Survey No. 17 in Travis County, Texas. (Dick Nichols District Park, Ray Brown Subdivision and unplatted land) C7a-83-018.
  - (2) 600 acres of land out of the Samuel W. Hamilton League, Thomas Bissel League No. 18, John G. McGeehee Survey No. 6, and Walker Wilson Survey No. 2 in Travis County, Texas. (Palomino Park Sec. 1-5a, Shady Hollow Addition, Kellywood Est., Kellywood Est. Sec. 2, Fleeman Est., portions of Brodie Lane, Davis Lane, Riddle Road, Deer Lane, Wyldwood Rd. and unplatted land) C7a-83-019.
  - (3) 163 acres of land out of the William Hornsby Surveys No. 22, No. 64, and the Francisco Garcia Survey No. 60 in Travis County, Texas. (McNeil Est., Atkinson Acres, Dudley Est., John Robinson Subd., Oak Crest, portions of McNeil Rd., Del Robles and unplatted land) C7a-83-019.
  - (4) 1,443 acres of land for limited purposes out of J.C. Harrelson Survey No. 78, the John Applegait Survey No. 58, J.O. Rice Survey No. 31, the John M. Swisher Survey No. 32, the S.A. & M.G. Survey, the John C. Brooke Survey No. 53, the L. Fritz Survey No. 291, the Thomas C. Collins Survey No. 61, the L.C. Cunningham Survey No. 68, the W. Drummond Survey No. 109, the William Bratton Survey No. 103 and the Elias McMillan Survey in Travis County, Texas. (Includes North Acres, Sec. 1,2,3 & 4, North Oaks Sec. 2, Bratton Lane Bus. Pk., Yeager Acres, Jewell Shamon Addition, Wm. Gephart Subd., Justa Subd., Zunker Subd., Idyle Hour Acres, Pamela Heights, Royston Land LTD, Beva Subd., Three Pt. Acres, Sec. 1 & 2, Capitol Memorial Gardens, Centex Add. North, Morris Walden Subd., Hills Braker Add., Central Texas Clarkclift and unplatted land) C7a-83-011.

## HEARINGS SET - (Continued)

- (5) 918 acres of land for full purposes out of Thomas C. Collins Survey No. 61, the L.C. Cunningham Survey No. 68, the James O. Rice Survey No. 31, the J.C. Harrelson Survey No. 78, the L. Fritz Survey No. 291, the Wm. B. Harrison Survey No. 86, and the John M. Swisher Survey No. 32 in Travis County, Texas. (Woodcliff Subd., Cameron Ridge Ph. 2, Safeway Add No. 4) C7a-83-011.
- b. Dedication of street right-of-way, drainage easement and slope easements through a portion of Williamson Creek Greenbelt: August 30, 1984 at 3:00 p.m.
- c. Dedication of permanent drainage easement through a portion of Garrison Park: August 30, 1984 at 3:10 p.m. (Fellowship at 755 Springdale Road)
- d. Translation from current to new zoning districts and down-zoning: November 28 and 29, 1984 at 4:30 each day.
- e. To consider an Industrial Development Bond Financed Project proposed by the Texas Municipal Center Joint Venture located at 500-502 East 11th Street for the purpose of Federal Tax Law: August 2, 1984 at 1:30 p.m.
- f. Alternative Alignments for the Proposed 1st/3rd street one-way traffic operation: July 26, 1984 at 6:30 p.m.

Settlement Agreement

Approved a settlement agreement with Scott/Baggett Development.

## HOLIDAY LIGHTS AND BANNERS

The Council, on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, approved Downtown Austin Partners' proposal to provide holiday lights and banners on Congress Avenue and portions of 6th Street in exchange for labor and electric power in connection with the decorations. (6-0 Vote, Councilmember Shipman absent)

## ITEM POSTPONED

Postponed until July 26, 1984 consideration of approval of \$70,000 in available funds to complete Phase I of the Nueva Vida Low-Cost Housing Project.

**FRONT PORCH APPROVED**

The Council, on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, approved the request of Ms. Sheri Gallo for exemption to the Inner City Ordinance to allow replacement of an existing decayed wood front porch with a concrete porch. (5-0 Vote, Councilmember Shipman absent and Councilmember Spaeth was out of the room.)

**LABOR DAY PICNIC**

The request of Mr. Walter Timberlake for the use of Auditorium Shores for the Annual Austin AFL-CIO Labor Day Picnic was previously approved.

**PUBLIC HEARING ON INNER CITY ORDINANCE SET**

A public hearing was set on August 2, 1984 at 5:00 p.m. on the request of Ms. Jo Sue Howard that the Original City Neighborhood Association boundaries be included in the Inner-City Ordinance.

**WILLIAMSON CREEK STATUS REPORT**

Jim Thompson, Director of Water and Wastewater, reported that the level of freeboard at detention ponds in the Williamson Creek area has decreased to 6', 5' and 5'.

**CURRENT CIP PROJECTS**

Richard Ridings, Director of Public Works, showed slides on the current CIP projects.

**PUBLIC HEARING ON GRANT APPLICATIONS**

Mayor Mullen opened the public hearing set for 2:00 p.m. on grant applications to:

- a. UMTA for Capital Assistance Grant (TX-90-CAP-84) in the amount of \$1,778,999.00
- b. UMTA for a Capital Assistance Grant (TX-05-CAP-84) in the amount of \$721,001.00.
- c. UMTA for an Operating Assistance Grant (TX-90-OPER-84) in the amount of \$1,907,909.00.

No one appeared to speak.

**Motion**

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Duncan's second, closed the public hearing and approved grant applications (5-0 Vote, Councilmember Shipman absent, Councilmember Spaeth out of room)

## INFRARED SENSING

Mr. Riding, Director of Public Works, reported on Infrared Sensing and said the program is budgeted and is important to construction sites.

## MODULAR HOMES

Lonnie Davis reported on modular homes and the inspection program used in Georgetown. Mayor Mullen requested he come back to Council with recommendations for Austin.

## WORDING FOR BOND PROPOSAL

Peck Young, Chairman, Electric Utility Commission, presented the Commission's report on recommendations for wording for the bond proposal.

## PUBLIC HEARING - MUNICIPAL TAX INCREMENT ZONE

Mayor Mullen opened the public hearing set for 3:00 p.m. on Draft Development Prospectus and an ordinance establishing a Tax Increment Zone for the Municipal Office Complex Project.

Larry Waterhouse, AISD Board, asked Council not to take immediate action.

James Jeffreys, AISD, opposes.

Mike Renfro, County Judge, asked one week delay. Bob Honts, County Commissioner, discussed the taxable leasehold. Ernest Perales from the East 6th Street area thinks this would be a misuse of money.

Jim Casey, Watson-Casey Co. pointed out five areas of concern. David Bodenman said Trammel-Crow will participate and need guidelines. Alan Taniguchi also asked for guidelines.

Councilmember Rose said he wanted written guidelines and does not think they should be committed to the design proposed. Councilmember Duncan said the design should not be specific.

Dr. Hal Box, member of the first phase jury, said it looks like a workable system.

Motion

The Council, on Councilmember Duncan's motion, Councilmember Rose's second, closed the public hearing. (4-2 Vote, Mayor Mullen, Councilmember Urdu out of the room, Councilmember Shipman absent.)

**HELIPORTS**

Mayor Mullen opened the public hearing set for 3:30 p.m. on Amending Chapter 13-2 (Zoning) and Chapter 9-11 (Aviation) to establish a special permitting process and regulations for heliports.

No one appeared to be heard.

Motion

The Council, on Councilmember Spaeth's motion, Councilmember Rose's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance amending Chapter 13-2 (Zoning) and Chapter 9-11 (Aviation) to establish a special permitting process and regulations for heliports. (6-0 Vote, Councilmember Shipman absent)

**PUBLIC HEARING - PAVING ASSESSMENTS**

Mayor Mullen opened the public hearing set for 4:00 p.m. on paving assessment to be levied on Walsh Tarlton Lane, consisting of one unit covering approximately 5 blocks. C.I.P. No 81/62-24.

Mr. Isham, City Attorney, questioned Mr. Sladek, the appraiser, concerning his qualifications as appraiser.

Thomas Mabry, who lives on Walsh Tarlton Lane, spoke in opposition to the \$7500 assessment and said there is no enhancement.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance for paving assessments to be levied on Walsh Tarlton Lane, consisting of one unit covering approximately 5 blocks. CAPITAL IMPROVEMENTS PROGRAM No. 81/62-24. (6-0 Vote, Councilmember Shipman absent)

**PUBLIC HEARING - USES OF GENERAL REVENUE SHARING FUNDS**

Mayor Mullen opened the public hearing set for 4:00 p.m. on proposed uses of General Revenue Sharing Funds for Fiscal Year 1984-85.

No one appeared to be heard.

Motion

The Council, on Councilmember Duncan's motion, Councilmember Rose's second, closed the public hearing. (6-0 Vote, Councilmember Shipman absent)

## PUBLIC HEARING - APPEAL OF PLANNING COMMISSION DECISION

Mayor Mullen opened the public hearing set for 4:30 p.m. on an appeal from the Barton Hills - Horseshoe Bend Neighborhood Association of the Planning Commission's decision concerning project located at 2700 Westhill, Stoney Hollow. C14P-82-103.

Councilmember Duncan said that in light of new information he would like to postpone the hearing for one week. Everyone agreed.

## TAXICAB ORDINANCE

The Council, on Councilmember Urdy's motion, Councilmember Duncan's second, waived the requirement for three readings and finally passed an ordinance approving modifications to Article III, Chapter 8-7 of the City Code (Taxicab Ordinance). (6-0 Vote, Councilmember Shipman absent)

## EXECUTIVE SESSION

Mayor Mullen announced Council would go into Executive Session to discuss prospective purchase, exchange, lease of real property for the City's Utility Systems, Section 2, Paragraph f, and after such closed or executive session, any action to be taken will be done in open session.

## RECESS AND ADJOURNMENT

Council recessed its meeting at 6:48 p.m. for executive session and adjourned its meeting at 6:55 p.m.